

206.

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-16930-2019

Date of decision: 02.12.2019.

HARJINDER KAUR

... Petitioner

versus

STATE OF PUNJAB & ANR.

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Ramandeep, Advocate,
for the petitioner.

Mr. Sukhbeer Singh, AAG, Punjab,
for respondent No.1.

Mr. M.S. Batth, Advocate,
for respondent No.2.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioner in case FIR No.16 dated 27.02.2019 registered under Sections 406, 498-A, 120-B, 354, 313 of IPC at Police Station Rahon, District Shaheed Bhagat Singh Nagar.

Vide order dated 12.04.2019, considering the fact that petitioner is mother-in-law of the complainant and it being a marriage solemnized on 04.02.2018, the matter was referred to the Mediation and Conciliation Centre of this Court.

Accordingly, a report dated 15.07.2019 has been received from the Mediator that the parties could not resolve their dispute by way of amicable settlement.

Vide order dated 16.09.2019, while adjourning the case for today, petitioner was admitted on interim bail.

At this stage, counsel for the complainant-respondent No.2 has argued that husband of respondent has been released on regular bail. He further states that recovery of gold rings are required to be effected in the case.

Learned State counsel, on instructions from ASI Parvinderjit, states that pursuant to the order dated 16.09.2019, petitioner has joined the investigation. However, he states that some recovery is to be effected.

I have heard counsel for the parties.

Considering the fact that the petitioner has joined the investigation and merely because some recovery (i.e. 10 gold rings) is to be effected from her, is no ground to decline bail as held by the Hon'ble Supreme Court in ***Rajesh Sharma and others Versus State of U.P. and another 2017(3) RCR (Criminal) 836.***

In view of above, present petition is allowed and the interim bail granted to the petitioner vide order dated 16.09.2019 is made absolute.

However, if required, the petitioner shall continue to join investigation as and when required to do so and shall abide by the terms and conditions, as laid down under Section 438(2) Cr.P.C.

(HARI PAL VERMA)
JUDGE

02.12.2019
sanjeev

Whether speaking/reasoned
Whether Reportable:

Yes/No.
Yes/No.